THE HONOURABLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION NO. 1695 OF 2007

DATED: 01-02-2007

Between:

B. Parvathamma, W/o. Sri Srinivasa Reddy

… Petitioner

And

The Joint Collector, Ananthapur
And three others

… Respondents

THE HONOURABLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION NO. 1695 OF 2007

ORDER:

Petitioner's authorization was cancelled by the second respondent by the order dated 23-12-2006 after a due process of enquiry. Aggrieved thereby, the petitioner preferred an appeal to the first respondent on 02-01-2007 along with an application for interim relief. By the order dated 18-01-2007(impugned herein) the petitioner's application for interim stay of the order of cancellation by the second respondent, was rejected and the second respondent was directed to send the record pertaining to the cancellation order to the first respondent for facilitating early disposal of the appeal. Assailing the rejection of his application for interim relief, the present writ petition is filed.

Grant or rejection of an application filed for interim relief is a matter of appellate process within the discretion of the first respondent. No case is made out for judicial review of such an order. The petitioner has not made out any perversity in the order of the first respondent, particularly as the primary authority had found the petitioner guilty of transgression, which resulted in cancellation of the

authorization. However, the petitioner is entitled to an expeditious disposal of the appeal.

On the aforesaid analysis, the writ petition is dismissed after hearing the learned counsel for the petitioner and learned Government Pleader for Civil Supplies for the respondents directing the first respondent to expeditiously, preferably, within a period of three (3) months from the date of receipt of a copy of this order to consider and dispose of the appeal by a reasoned order. A copy of the appellate order/decision shall be communicated to the petitioner within the aforesaid time. No order as to costs.

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GODA RAGHURAM, J.

Dt: 01-02-2007
Rns